



AF/BA IAW

Docket No.: 2923-335

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of Josef ENDL et al.

Serial No.: 09/441,061

Filed: November 16, 1999

For: ANTIGEN-SPECIFIC ACTIVATED T LYMPHOCYTES, DETECTION AND USE
Group Art Unit: 1644

Examiner: Vandervegt, Francois P.

Confirmation No.: 3812

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated October 20, 2004, rejecting the following claims: 47-50, 55-58, 82 and 83.

The fee for this Notice of Appeal is \$500.00

A check for \$500.00 is enclosed.

Applicant authorizes payment of a 1-month extension of time to be charged to Deposit Account No. 02-2135. Because Applicants filed a response after final on December 30, 2004, but did not receive any further action on the case, apparently due to an electronic mis-routing of our response, Applicants believe that only 1 month's extension should be required. If the Office disagrees, Applicants authorize the Commissioner to charge any fees for additional extension of time to Deposit Account No. 02-2135.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-2135. An additional copy of this Notice is enclosed herewith.

Respectfully submitted,

By

Martha Cassidy

Attorney for Applicants

Registration No. 44,066

ROTHWELL, FIGG, ERNST & MANBECK, p.c.

Suite 800, 1425 K Street, N.W.

Washington, D.C. 20005

Telephone: (202)783-6040

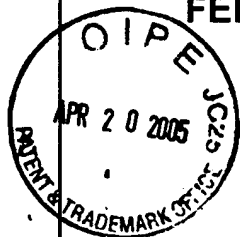
04/21/2005 JADDD1 00000009 09441061

01 FC:1401

500.00 01

MC:twg

Enclosures: Check (\$500.00)

**FEE TRANSMITTAL**

for FY 2005

(Large Entity)

		Complete if Known	
Application Number		09/441,061	
Filing Date		November 16, 1999	
First Named Inventor		Josef ENDL et al.	
Examiner Name		Vandervegt, Francois P.	
Group Art Unit		1644	
Attorney Docket Number		2923-335	
Confirmation Number		3812	
Total Amount of Payment		(\$500.00)	
<input type="checkbox"/> Applicant claims small entity status			

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge the fees indicated below or credit overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck
- ☒ Charge *any* additional fee required under 37 CFR 1.16 and 1.17 to Deposit Account No. 02-2135.
2. ☒ Payment by check enclosed

FEE CALCULATION (continued)**4. ADDITIONAL FEES**

Fee Code	Fee Paid	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	[]
1052	50	Surcharge - late provisional filing fee or cover sheet	[]
1053	130	Non-English specification	[]
1812	2,520	For filing a request for reexamination	[]
1804	920	Requesting publication of SIR prior to Examiner action	[]
1805	1,840	Requesting publication of SIR after Examiner action (reduced by basic filing fee paid)	[]
1251	120	Extension for reply within first month	[120.00]
		charge above 1 st month extension fee to deposit account	
1252	450	Extension for reply within second month	[]
1253	1,020	Extension for reply within third month	[]
1254	1,590	Extension for reply within fourth month	[]
1255	2,160	Extension for reply within fifth month	[]
1401	500	Notice of Appeal	[500.00]
1402	500	Filing a brief in support of an appeal	[]
1403	1,000	Request for Oral Hearing	[]
1451	1,510	Petition to institute a public use proceeding	[]
1452	500	Petition to revive -unavoidable	[]
1453	1,500	Petition to revive - unintentional	[]
1807	50	Processing fee under 37 CFR 1.17(q)	[]
1806	180	Submission of Information Disclosure Statement	[]
1809	790	Filing a submission after final rejection (37 CFR 1.129(a))	[]
1810	790	For each additional invention to be examined (37 CFR 1.129(b))	[]
1801	790	Request for Continued Examination (RCE)	[]
1802	900	Request for expedited examination of a design application	[]
1504	300	Publication fee for early, voluntary, or normal publication	[]
1505	300	Publication fee for republication	[]
1455	200	Filing application for patent term adjustment	[]
1456	400	Request for reinstatement of term reduced	[]
1814	130	Statutory Disclaimer	[]
Other fee (specify)			[]

FEE CALCULATION**1. FILING, SEARCH AND EXAMINATION FEES**

Code	Fee	Fee Description	Fee Paid
1001	300	Utility Filing Fee	[]
	790	filed before Dec. 8, 2004	[]
1111	500	Utility Search Fee	[]
1311	200	Utility Examination Fee	[]
1002	200	Design Filing Fee	[]
	350	filed before Dec. 8, 2004	[]
1112	100	Design Search Fee	[]
1312	130	Design Examination Fee	[]
1003	200	Plant Filing Fee	[]
	550	filed before Dec. 8, 2004	[]
1113	300	Plant Search Fee	[]
1313	160	Plant Examination Fee	[]
1004	300	Reissue Filing Fee	[]
	790	filed before Dec. 8, 2004	[]
1114	500	Reissue Search Filing Fee	[]
1314	600	Reissue Examination Fee	[]
1005	200	Provisional Filing Fee	[]

SUBTOTAL \$**2. CLAIMS**

	Extra Claims	Fee	Fee Paid
Total Claims	[] - 20* = [] x	\$50 = []	
Independent Claims	[] - 3* = [] x	200 = []	
Multiple Dependent Claims	+	360 = []	

*or number previously paid, if greater

SUBTOTAL \$**3. APPLICATION SIZE FEE**

Total Sheets [] - 100 = []/50 = []** x \$250 =

** Number of each additional 50 or fraction thereof

SUBTOTAL \$**SUBTOTAL \$500.00**

SUBMITTED BY			
NAME AND REG. NUMBER		Martha Cassidy, Reg. No. 44,066	
SIGNATURE		DATE	4/26/03
DEPOSIT ACCOUNT USER ID			